

91st CONGRESS
2D SESSION

S. 939

[Report No. 91-1340]

IN THE SENATE OF THE UNITED STATES

FEBRUARY 7, 1969

Mr. DOMINICK (for himself and Mr. YARBOROUGH) introduced the following bill; which was read twice and referred to the Committee on Labor and Public Welfare

OCTOBER 13, 1970

Reported by Mr. DOMINICK, with amendments; and referred to the Committee on Foreign Relations

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To amend the Higher Education Act of 1965 in order to provide for a United States Foreign Service Corps.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the Higher Education Act of 1965 is amended (1) by
4 redesignating title XII and sections 1201 through 1240;
5 and all references thereto, as title XIII and sections 1301
6 through 1340, respectively; and (2) by inserting after title
7 XI a new title as follows

II

1 ~~"TITLE XII--UNITED STATES FOREIGN SERVICE~~
2 ~~CORPS~~

3 ~~"ESTABLISHMENT OF CORPS~~

4 ~~"SEC. 1201. The Congress recognizes that the world and~~
5 ~~the universe are growing smaller in terms of time and space~~
6 ~~which necessitates now, and will demand in the future, con-~~
7 ~~stant informed contact, knowledge and understanding among~~
8 ~~all the peoples of the world in diplomatic, cultural, and com-~~
9 ~~mercial exchanges. The success of these exchanges and the~~
10 ~~survival of the world may depend upon the ability, educa-~~
11 ~~tion, training, and intelligence of the men and women charged~~
12 ~~with responsibilities relating to the foreign relations of the~~
13 ~~United States. To assure that there is adequate opportunity~~
14 ~~for the young men and women of the United States to enter~~
15 ~~this vast field with the best possible training of their natural~~
16 ~~abilities and to advance the professional education and train-~~
17 ~~ing of the officers and employees of the Government cur-~~
18 ~~rently engaged in the field of foreign relations, there is~~
19 ~~hereby established, as provided in the succeeding provisions~~
20 ~~of this title, a Corps to be known as the United States~~
21 ~~Foreign Service Corps (hereafter in this title referred to~~
22 ~~as the 'Corps'). The Corps shall consist of all students ad-~~
23 ~~mitted to the Corps under section 1205, and all officers and~~
24 ~~employees of the Government admitted to the Corps under~~
25 ~~section 1207, who are enrolled in a program of education;~~

1 training; or research; or a course of study; approved by the
2 Board under section 1204.

3 "DEFINITIONS

4 "SEC. 1202. As used in this title—

5 "(a) 'Government' means the Government of the
6 United States;

7 "(b) 'non-Federal institution of higher education'
8 means an institution of higher education which is not
9 owned or substantially controlled by the Government of
10 the United States;

11 "(c) 'Board' means the Board of Trustees of the
12 Corps;

13 "(d) 'department or agency' means an executive
14 department, a military department, an independent
15 establishment, or a Government corporation as specified
16 in chapter 1 of title 5, United States Code;

17 "(e) 'training month' means any month during
18 which a member of the Corps admitted under section
19 1205 is taking at least the minimum level of credit hours
20 in a full-time course of study prescribed by the Board,
21 or is taking field training as assigned by the Board; and

22 "(f) 'dependent', when used in relation to a de-
23 pendent of a member of the Corps admitted under sec-
24 tion 1205, means an individual who qualifies as a de-

1 pendent of such member under section 152 of the In-
2 ternal Revenue Code of 1954, as amended.

3 ~~“BOARD OF TRUSTEES~~

4 ~~“Sec. 1203: (a) The management and supervision of~~
5 ~~the Corps shall be vested in a Board of Trustees. The Board~~
6 ~~shall develop and support, as provided hereinafter, programs~~
7 ~~of education, training, and research in the field of foreign re-~~
8 ~~lations designed to prepare, or advance the qualifications of,~~
9 ~~members of the Corps for service with the United States in~~
10 ~~positions or programs related to such field.~~

11 ~~“(b) The Board shall consist of the Secretary of State,~~
12 ~~four educators to be appointed by the President, two mem-~~
13 ~~bers of the United States Senate to be appointed by the Vice~~
14 ~~President, and two members of the House of Representa-~~
15 ~~tives to be appointed by the Speaker of the House of Repre-~~
16 ~~sentatives. Not more than one of the trustees appointed from~~
17 ~~the Senate nor one of the trustees appointed from the House~~
18 ~~of Representatives shall be of the same political party.~~

19 ~~“(c) (1) The term of each member of the Board ap-~~
20 ~~pointed from the Senate and the House of Representatives~~
21 ~~shall be two years.~~

22 ~~“(2) The term of each member of the Board appointed~~
23 ~~by the President shall be four years; except that of the first~~
24 ~~four persons appointed by the President two shall be desig-~~

1 nated to serve for two years and two shall be designated to
2 serve for four years.

3 ~~“(3) Vacancies created by death or resignation shall be~~
4 ~~appointment.~~

5 ~~“(d) Vacancies created by death or resignation shall be~~
6 ~~filled in the same manner in which the original appointment~~
7 ~~was made, except that the person appointed to fill the~~
8 ~~vacancy shall be appointed only for the unexpired term of~~
9 ~~the trustee whom he shall succeed.~~

10 ~~“(e) Members of the Board shall serve without pay,~~
11 ~~but shall be entitled to reimbursement for travel, subsistence,~~
12 ~~and other necessary expenses incurred in the performance of~~
13 ~~their duties.~~

14 ~~“ESTABLISHMENT OF CORPS PROGRAMS~~

15 ~~“SEC. 1204. (a) In order to carry out the purposes of~~
16 ~~this title, the Board is authorized and directed to make ar-~~
17 ~~rangements with qualified non-Federal institutions of higher~~
18 ~~education providing for the admission of qualified members of~~
19 ~~the Corps to such institutions for their enrollment in pro-~~
20 ~~grams operated by and at such institutions which are~~
21 ~~designed to—~~

22 ~~“(1) enable qualified students who are admitted to~~
23 ~~the Corps pursuant to section 1205 to pursue full-time~~
24 ~~courses of study approved by the Board relating to the~~

1 field of foreign relations and leading to the granting of
2 an undergraduate or graduate degree;

3 “(2) enable qualified officers and employees of the
4 Government having duties or responsibilities in the field
5 of foreign relations who are admitted to the Corps pur-
6 suant to section 1207 to pursue, on a voluntary basis and
7 on such terms and conditions as the Board may pre-
8 scribe, professional education, training and research ac-
9 tivities approved by the Board relating to the field of
10 foreign relations, including selected subjects from a gen-
11 eral curriculum, or to pursue full-time courses of study
12 approved by the Board relating to the field of foreign
13 relations and leading to an undergraduate or graduate
14 degree; and

15 “(3) enable selected members of the Corps to en-
16 gage in research activities approved by the Board relat-
17 ing to the field of foreign relations.

18 In addition, such arrangements shall provide for a program
19 of appropriate orientation and language training by and at
20 such institutions for members of the families of persons ad-
21 mitted to the Corps or of officers and employees of the Gov-
22 ernment who are not members of the Corps, but have duties
23 or responsibilities in the field of foreign relations, in antici-
24 pation of, or on account of, the assignment of such members
25 of the Corps or officers or employees of the Government to
26 a foreign country or area.

1 “(b) In carrying out its functions under subsection
2 (a), the Board shall not enter into any arrangement with
3 a non-Federal institution of higher education unless such
4 arrangement provides that such institution will offer to mem-
5 bers of the Corps, as a part of its curriculum, courses of study
6 or activities of education, training, or research in the field
7 of foreign relations approved by the Board as satisfactory of,
8 in order to prepare, or advance the qualifications of, mem-
9 bers of the Corps for service with the United States in posi-
10 tions or programs related to the field of foreign relations.

11 “(c) The number of persons who may receive instruc-
12 tion and training under the various programs of the Corps
13 shall be determined by the Board; except that not more
14 than three thousand five hundred students may be admitted
15 under section 1205 as new members of the Corps in any
16 academic year for the purpose of pursuing courses of study
17 leading to an undergraduate degree, and not more than
18 fifteen hundred students may be admitted under section 1205
19 as new members of the Corps in any academic year for the
20 purpose of pursuing courses of study leading to a graduate
21 degree.

22 “NOMINATION AND ADMISSION OF STUDENTS INTO CORPS

23 “SEC. 1205. (a) The Board shall provide for the hold-
24 ing of annual competitive undergraduate and graduate exami-
25 nations to determine the admission of applicants into the

1 Corps from among students who are nominated pursuant to
2 subsection (c). Such examinations shall test the intellectual
3 capacities and training of the applicant and his aptitude for
4 service in the field of foreign relations. The Board shall
5 develop such examinations in consultation with non-Federal
6 institutions of higher education with which it has made
7 arrangements under section 1204.

8 “(b) Applicants for the annual undergraduate examina-
9 tion held by the Board shall be citizens of the United States
10 who are graduates of, or attending, a public secondary school
11 in, or any private secondary school accredited by, a State, or
12 a public or private secondary school in a foreign country
13 which in the judgment of the Board provides an educational
14 program for which it awards a certificate of graduation gen-
15 erally accepted as constituting the equivalent of that awarded
16 by secondary schools accredited by a State. Applicants for
17 the annual graduate examination held by the Board shall be
18 citizens of the United States who are graduates of, or attend-
19 ing, an institution of higher education in the United States or
20 of an institution of higher education in a foreign country
21 which provides an educational program for which it awards a
22 degree which in the judgment of the board is generally
23 accepted as constituting the equivalent of a bachelor's degree
24 awarded by similar institutions in the United States. No ap-

1 plicant shall be eligible to take any such examination unless
2 he has first been nominated pursuant to subsection (e).

3 ~~“(e)(1)~~ A total of eight thousand four hundred and
4 eighteen applicants shall be nominated each year to take the
5 annual competitive examinations held by the Board as
6 follows:

7 ~~“(A)~~ two hundred and twenty from the United
8 States at large as follows:

9 ~~“(i)~~ one hundred nominated by the President,

10 ~~“(ii)~~ sixty-six nominated by the Vice Presi-
11 dent, and

12 ~~“(iii)~~ fifty-four nominated by the Secretary of
13 State;

14 ~~“(B)~~ thirty from each State, fifteen nominated by
15 each Senator from the State;

16 ~~“(C)~~ fifteen from each congressional district, nomi-
17 nated by the representative from the district;

18 ~~“(D)~~ three from each State nominated by the Gov-
19 ernor of the State;

20 ~~“(E)~~ seven from the Commonwealth of Puerto
21 Rico nominated by the Resident Commissioner from
22 Puerto Rico;

23 ~~“(F)~~ ten from the District of Columbia, nominated
24 by the Commissioner of the District of Columbia;

1 ~~“(G) three from the Virgin Islands, nominated by~~
2 ~~the Governor of the Virgin Islands; and~~

3 ~~“(H) three from the Canal Zone, nominated by~~
4 ~~the Governor of the Canal Zone.~~

5 ~~“(2) No person may be nominated under clauses (B)~~
6 ~~through (G), inclusive, of paragraph (1) unless such per-~~
7 ~~son is domiciled in the State, or in the congressional dis-~~
8 ~~trict, from which such person is nominated, or in the District~~
9 ~~of Columbia, the Commonwealth of Puerto Rico, or the~~
10 ~~Virgin Islands if nominated from one of those places. To~~
11 ~~be eligible for nomination by the Governor of the Canal~~
12 ~~Zone, a person must be a resident of the Canal Zone, or a~~
13 ~~member of the family of a resident of the Canal Zone, or a~~
14 ~~member of the family of a civilian officer or employee of~~
15 ~~the United States or the Panama Canal Company residing~~
16 ~~in the Republic of Panama.~~

17 ~~“(3) After the initial three years of operation of the~~
18 ~~Corps, if the Board determines that the total number of ap-~~
19 ~~plicants who will be qualified and admitted as new members~~
20 ~~in the corps prior to the beginning of any academic year~~
21 ~~under this section for the purpose of pursuing courses of~~
22 ~~study during such academic year leading to undergraduate~~
23 ~~or graduate degrees, respectively, will be below the total~~
24 ~~number of applicants who may be so admitted to the Corps~~
25 ~~in accordance with section 1204 (c), the Board may nomi-~~
26 ~~nate to take a competitive examination held prior to such~~

1 academic year, and select for admission to the Corps, in
2 the order of merit established by such examination, such
3 additional number of eligible applicants as the Board finds
4 will be necessary to meet the needs of the Corps programs in
5 such academic year and will not exceed the limitations set
6 forth in section 1204(c).

“(d) Applicants under this section shall be selected for membership in the Corps in the order of merit established by the annual examinations held by the Board pursuant to this section, but no person shall be eligible for admission as a member of the Corps unless he is a graduate of a public or private secondary school described in subsection (b) in the case of a student intending to pursue a course of study leading to an undergraduate degree or a graduate of an institution of higher education described in subsection (b) in the case of a student intending to pursue a course of study leading to a graduate degree.

18 “(c) Except as provided in this section, no competitive
19 or other similar examination shall be required for admission
20 of any person as a member of the Corps under this section.

21 "COMPENSATION AND PAYMENT OF EXPENSES AND SUB-
22 SISTENCE FOR STUDENT MEMBERS

23 "SEC. 1206. (a) Members of the Corps who are ad-
24 mitted under section 1205 and are maintaining satisfactory
25 progress in, and taking at least the minimum level of credit

1 hours in, full-time courses of study as prescribed by the
2 Board shall be compensated for tuition, texts, laboratory
3 fees and associated course materials, and shall receive sub-
4 sistence payments as provided in this section. No compen-
5 sation or payments shall be made except in accordance with
6 procedures established by the Board to assure their accuracy
7 and appropriateness.

8 “(b) The subsistence payments which shall be payable
9 under this section are as follows:

10 “(1) A single student members shall receive \$200 sub-
11 sistence pay per training month.

12 “(2) A married student member having a dependent
13 spouse shall receive \$250 subsistence pay per training month,
14 and if they have a dependent child or children an additional
15 allowance of \$30 for each dependent child shall be paid
16 per training month.

17 “(3) Where both a husband and wife member are
18 students under a Corps program and are cohabiting, their
19 joint subsistence pay shall be \$300 per training month,
20 and if they have a dependent child or children an additional
21 allowance of \$30 for each dependent child shall be paid per
22 training month.

23 “(4) Where both a husband and a wife member are
24 students under a Corps program and are legally separated
25 they each shall receive the same subsistence pay per training

1 month as would a single student; but if either spouse has a
2 dependent child or children an additional allowance of \$30
3 per training month shall be paid to the entitled spouse for
4 each dependent child.

5 ~~“(5) Student members shall be granted an additional~~
6 ~~allowance of \$30 per training month for each dependent not~~
7 ~~a spouse of a child of such student member.~~

8 ~~“ADMISSION OF GOVERNMENT OFFICERS AND EMPLOYEES~~
9 ~~INTO CORPS; EXPENSES AND COMPENSATION~~

10 ~~“SEC. 4207. (a) The head of each Government depart-~~
11 ~~ment or agency is authorized (1) to select officers and~~
12 ~~employees of such department or agency who may volunteer~~
13 ~~to be admitted to the Corps to pursue education, training or~~
14 ~~research or a course of study within a Corps program; (2) to~~
15 ~~pay all or any part of the pay (except overtime, holiday, or~~
16 ~~night differential pay) of any such officer or employee so~~
17 ~~selected for the period of such education, training or research,~~
18 ~~or course of study, as a member of the Corps; and (3) to pay~~
19 ~~or reimburse such officer or employee for all or part of the~~
20 ~~necessary expenses of such education, training, or research,~~
21 ~~or course of study, without regard to section 529 of title 31,~~
22 ~~United States Code; including the necessary costs of (A) the~~
23 ~~travel expenses of such officer or employee and the transpor-~~
24 ~~tation expenses of his immediate family; (B) the expenses~~

1 of packing, crating, transporting, and temporarily storing,
2 draying and unpacking his household goods and personal
3 effects to the extent authorized by section 5724 of title 5,
4 United States Code, ~~(C)~~ purchase or rental of books, mate-
5 rials and supplies, and ~~(D)~~ all other services or facilities
6 directly related to the education, training, or research or
7 course of study of such officer or employee within a Corps
8 program. The head of each Government department or
9 agency shall prescribe, with the approval of the Board, limi-
10 tations concerning the number of officers and employees of
11 such department or agency who may be selected for admis-
12 sion to the Corps at the same time and the period of time
13 which may be spent by such officers and employees in study,
14 training, or research or a course of study within a Corps pro-
15 gram. The provisions of section 1206 shall not apply to any
16 Government officers or employees admitted to the Corps
17 under this section.

18 ~~“(b)~~ Appropriations made available to any Govern-
19 ment department or agency for the payment of salaries and
20 expenses of officers and employees of such department or
21 agency shall be available for making payments under this
22 section to members of the Corps selected from such depart-
23 ment or agency.

24 ~~“(e)~~ During any period for which any Government
25 officer or employee who is admitted to the Corps under this

1 section is separated from his usual duties of employment
2 with any Government department or agency for the purpose
3 of education, training, or research or a course of study within
4 a Corps program; such officer or employee shall be con-
5 sidered to have performed service, as an officer or employee
6 of such department or agency at the rate of compensation
7 received immediately prior to commencing such education,
8 training, or research or course of study (including any in-
9 crease in compensation provided by law during the period
10 of such activity) for the purposes of (1) subchapter III
11 (relating to civil service retirement) of chapter 83 of title 5,
12 United States Code, (2) chapter 87 (relating to Federal
13 employees group life insurance) of title 5, United States
14 Code, and (3) chapter 89 (relating to Federal employees
15 group health insurance) of title 5, United States Code.

16 “(d) Each Government officer or employee who is
17 admitted to the Corps under this section shall, on comple-
18 tion of the period of education, training, or research or a
19 course of study within a Corps program, be entitled to con-
20 tinue service in his former position or a position of at least
21 like seniority and status in the department or agency from
22 which he was selected for such education, training, or re-
23 search or course of study and shall be entitled to at least
24 the rate of basic pay to which he would have been entitled

1 had he continued in his usual service with such department
2 or agency. On resumption of his usual duties with such de-
3 partment or agency, the department or agency shall restore
4 such officer's or employee's sick leave account, by credit or
5 charge, to its status at the time he commenced education,
6 training, or research or a course of study within a Corps
7 program.

8 ~~"AGREEMENT TO ENTER INTO OR CONTINUE GOVERNMENT~~
9 ~~SERVICE AFTER COMPLETING CORPS PROGRAM~~

10 ~~"SEC. 1208. The Board shall obtain from each person~~
11 ~~admitted to the Corps, other than members of a family~~
12 ~~receiving orientation or language training under section 1204~~
13 ~~(a), such agreement as the Board may deem necessary to~~
14 ~~assure that such person will accept employment with the~~
15 ~~United States, unless already so employed, and will remain in~~
16 ~~the employ of the United States, wherever assigned by the~~
17 ~~employing department or agency, for such period after~~
18 ~~completion of their education, training, research, or course~~
19 ~~of study within a Corps program as is prescribed by (1)~~
20 ~~the Board in the case of students admitted to the Corps under~~
21 ~~section 1205, or (2) the head of the employing department~~
22 ~~or agency in the case of Government officers and employees~~
23 ~~selected for admission to the Corps from such department or~~
24 ~~agency under section 1207.~~

1 “ASSIGNMENT OF STUDENT MEMBERS FOR FIELD TRAINING
2 AND GOVERNMENT SERVICE

3 “SEC. 4209. (a) During the course of study leading to
4 an undergraduate or graduate degree, each student admitted
5 to the Corps under section 4205 may be assigned at the dis-
6 cretion of the Board for field training with any program
7 of the Government relating to the field of foreign relations
8 conducted by any department or agency of the Government.
9 The period of field training assignment for a Corps member
10 under this subsection may not exceed two consecutive months
11 in any calendar year during the first three years of under-
12 graduate study, nor more than six consecutive months dur-
13 ing the fourth year of undergraduate study or any academic
14 year of graduate study.

15 “(b) Except as otherwise provided by any law of the
16 United States or regulation prescribed by the Board, each
17 student admitted to the Corps under section 4205 shall, upon
18 satisfactory completion of his course of study leading to an
19 undergraduate or graduate degree, or within such period of
20 time thereafter as the Board finds to be reasonable to prepare
21 and submit any thesis or dissertation related to his course of
22 study, be available for assignment in the discretion of and
23 by the Board (1) for hiring or appointment by the United
24 States in connection with any program of the Government

1 relating to the field of foreign relations conducted by any
2 department or agency of the Government; or (2) if such
3 member has completed a course of study leading to a grad-
4 uate degree, for one year of specialized study in a particular
5 foreign country or area in which he may later be assigned
6 for Government service. Upon satisfactory completion of any
7 such year of specialized study by a member of the Corps, he
8 shall be appointed as a Foreign Service officer by the Sec-
9 retary of State without the examination provided for in sec-
10 tion 516 or 517 of the Foreign Service Act of 1946 (22
11 U.S.C. 911-912).

12 “(c) Prior to making any assignments under this sec-
13 tion, the Board shall consult with interested departments and
14 agencies of the Government to determine the personnel
15 requirements of their programs relating to the field of foreign
16 relations. To the extent practicable, members of the Corps
17 shall be assigned in accordance with their preferences for
18 a particular Government program.

19 “ROTATION FOR SERVICE IN THE UNITED STATES

20 “SEC. 1210. All Corps members who have satisfactorily
21 completed their education, training, or research, or course of
22 study within a Corps program and are employed by, or
23 remain in the employment of, the United States under this
24 title shall be assigned to Government duties within the

1 United States for a minimum of one year during every five
2 that they are employed in any Government program in the
3 field of foreign relations; except that the provisions of this
4 subsection may be waived when the United States is at war
5 as declared by Congress.

6 ~~"CONTINUATION OF FOREIGN SERVICE INSTITUTE~~

7 ~~"SEC. 1211. The Foreign Service Institute, established~~
8 ~~under title VII of the Foreign Service Act of 1946 (22~~
9 ~~U.S.C. 1041-1047) is hereby continued. All functions,~~
10 ~~powers, and duties of the Secretary of State under such title,~~
11 ~~relating to the Foreign Service Institute, are hereby trans-~~
12 ~~ferred to the Board. All property and personnel of the~~
13 ~~Foreign Service Institute, together with the unexpended~~
14 ~~balance of any appropriation available for use by such Insti-~~
15 ~~tute, are hereby transferred to the Board and shall be subject~~
16 ~~to the control and use of the Board for the furtherance of the~~
17 ~~objectives of the Corps.~~

18 ~~"STAFF OF BOARD~~

19 ~~"SEC. 1212: (a) The Board may appoint and fix the~~
20 ~~compensation of a staff consisting of not more than five~~
21 ~~professional staff members and such clerical staff members as~~
22 ~~may be necessary. Such appointments shall be made and such~~
23 ~~compensation shall be fixed in accordance with the provi-~~
24 ~~sions of title 5, United States Code, governing appointments~~

1 in the competitive service; and the provisions of chapter 51
2 and subchapter III of chapter 53 of such title relating to
3 classification and General Schedule pay rates.

4 “(b) The Board may designate one member from the
5 professional staff who shall serve as the chief staff officer of
6 the Board and shall exercise, under the supervision and in
7 accordance with the policies of the Board, such of the powers
8 and duties granted to the Board as it deems appropriate.

9 “(c) The Board may procure such temporary and in-
10 termittent services as are authorized by section 3109 of title
11 5, United States Code, but at rates not to exceed \$100 a day
12 for individuals.

13 “ACQUISITION OF REAL OR PERSONAL PROPERTY BY
14 BOARD

15 “SEC. 1213. The Board shall have the power to acquire
16 and hold property, real or personal, and to receive and ac-
17 cept money or other property, real or personal, bequeathed,
18 devised, or donated, and to use, sell, or otherwise dispose of
19 such property for the purpose of carrying out this title.

20 “PROHIBITION AGAINST ESTABLISHMENT OF ACADEMY

21 “SEC. 1214. Except as provided in section 1211, nothing
22 in this title shall be construed to authorize the Board to
23 establish any educational institution, or to appoint or hire
24 any person to serve on the faculty or staff of any educational
25 institution.

1 all the peoples of the world in diplomatic, cultural, and com-
2 mercial exchanges. The success of these exchanges and the
3 survival of the world may depend upon the ability, education,
4 training, and intelligence of the men and women charged
5 with responsibilities relating to the foreign affairs of the
6 United States. To assure that there is adequate opportunity
7 for the young men and women of the United States to enter
8 this vast field with the best possible training of their natural
9 abilities and to advance the professional education and train-
10 ing of the officers and employees of the Government cur-
11 rently engaged in the field of foreign affairs, there is hereby
12 established, as provided in the succeeding provisions of this
13 title, a United States Foreign Services Scholarship Program
14 (hereinafter referred to as the 'Program'). The members of
15 the Program shall be all students admitted to the Program
16 under section 1205, and all officers and employees of the
17 Government admitted to the Program under section 1207,
18 who are enrolled in a program of education, training, or
19 research, or a course of study, approved by the Board under
20 section 1204.

21 "DEFINITIONS

22 "SEC. 1202. As used in this title—

23 "(a) 'Government' means the Government of the
24 United States;

25 "(b) 'non-Federal institution of higher education'

1 *means an institution of higher education which is not*
2 *owned or substantially controlled by the Government of*
3 *the United States;*

4 “(c) ‘Board’ means the Board of Trustees of the
5 *Program;*

6 “(d) ‘department or agency’ means an executive
7 *department, a military department, an independent estab-*
8 *lishment, or a Government corporation as specified in*
9 *chapter 1 of title 5, United States Code;*

10 “(e) ‘training month’ means any month during
11 *which a member of the Program admitted under section*
12 *1205 is taking at least the minimum level of credit hours*
13 *in a full-time course of study prescribed by the Board,*
14 *or is taking field training as assigned by the Board; and*

15 “(f) ‘dependent’, when used in relation to a de-
16 *pendent of a member of the Program admitted under*
17 *section 1205, means an individual who qualifies as a*
18 *dependent of such member under section 152 of the*
19 *Internal Revenue Code of 1954, as amended.*

20 “BOARD OF TRUSTEES

21 “SEC. 1203. (a) *The management and supervision of*
22 *the Program shall be vested in a Board of Trustees. The*
23 *Board shall develop and support, as provided hereinafter,*
24 *programs of education, training, and research in the field*
25 *of foreign affairs designed to prepare, or advance the quali-*

1 *fications of, members of the Program for service with the*
2 *United States in positions or programs related to such field.*

3 “(b) *The Board shall consist of the Secretary of State,*
4 *four persons experienced in higher education or training and*
5 *education in foreign affairs, to be appointed by the Presi-*
6 *dent, two members of the United States Senate to be appointed*
7 *by the Vice President, and two members of the House of*
8 *Representatives to be appointed by the Speaker of the House*
9 *of Representatives. Not more than one of the trustees ap-*
10 *pointed from the Senate nor one of the trustees appointed*
11 *from the House of Representatives shall be of the same*
12 *political party.*

13 “(c)(1) *The term of each member of the Board ap-*
14 *pointed from the Senate and the House of Representatives*
15 *shall be two years.*

16 “(2) *The term of each member of the Board appointed*
17 *by the President shall be four years; except that of the first*
18 *four persons appointed by the President two shall be desig-*
19 *nated to serve for two years and two shall be designated to*
20 *serve for four years.*

21 “(3) *Members of the Board shall be eligible for re-*
22 *appointment.*

23 “(d) *Vacancies created by death or resignation shall be*
24 *filled in the same manner in which the original appointment*
25 *was made, except that the person appointed to fill the vacancy*

1 *shall be appointed only for the unexpired term of the trustee*
2 *whom he shall succeed.*

3 *“(e) Members of the Board shall serve without pay, but*
4 *shall be entitled to reimbursement for travel, subsistence, and*
5 *other necessary expenses incurred in the performance of their*
6 *duties.*

7 *“ESTABLISHMENT OF SCHOLARSHIP PROGRAMS*

8 *“SEC. 1204. (a) In order to carry out the purposes of*
9 *this title, the Board is authorized and directed to make ar-*
10 *rangements with qualified non-Federal institutions of higher*
11 *education providing for the admission of qualified members of*
12 *the Program to such institutions for their enrollment in*
13 *programs operated by and at such institutions which are*
14 *designed to—*

15 *“(1) enable qualified students who are admitted to*
16 *the Program pursuant to section 1205 to pursue full-*
17 *time courses of study approved by the Board relating to*
18 *the field of foreign affairs and leading to the granting of*
19 *an undergraduate or graduate degree;*

20 *“(2) enable qualified officers and employees of the*
21 *Government having duties or responsibilities in the field*
22 *of foreign affairs who are admitted to the Program pur-*
23 *suant to section 1207 to pursue, on a voluntary basis and*
24 *on such terms and conditions as the Board may prescribe,*
25 *professional education, training and research activities*

1 *approved by the Board relating to the field of foreign*
2 *affairs, including selected subjects from a general cur-*
3 *riculum, or to pursue full-time courses of study approved*
4 *by the Board relating to the field of foreign affairs and*
5 *leading to an undergraduate or graduate degree; and*

6 *“(3) enable selected members of the Program to*
7 *engage in research activities approved by the Board*
8 *relating to the field of foreign affairs.*

9 *In addition, such arrangements shall provide for a program*
10 *of appropriate orientation and language training by and at*
11 *such institutions for members of the families of persons ad-*
12 *mitted to the Program or of officers and employees of the*
13 *Government who are not members of the Program, but have*
14 *duties or responsibilities in the field of foreign affairs, in*
15 *anticipation of, or on account of, the assignment of such*
16 *members of the Program or officers or employees of the*
17 *Government to a foreign country or area.*

18 *“(b) In carrying out its functions under subsection*
19 *(a), the Board shall not enter into any arrangement with*
20 *a non-Federal institution of higher education unless such*
21 *arrangement provides that such institution will offer to mem-*
22 *bers of the Program, as a part of its curriculum, courses*
23 *of study or activities of education, training, or research*
24 *in the field of foreign affairs approved by the Board as satis-*
25 *factory of, in order to prepare, or advance the qualifications*

1 of, members of the Program for service with the United States
2 in positions or programs related to the field of foreign affairs.
3 “(c) The number of persons who may receive instruc-
4 tion and training under the various programs of the Program
5 shall be determined by the Board; except that not more than
6 three thousand five hundred students may be admitted under
7 section 1205 as new members of the Program in any academic
8 year for the purpose of pursuing courses of study leading to
9 an undergraduate degree, and not more than fifteen hundred
10 students may be admitted under section 1205 as new mem-
11 bers of the Program in any academic year for the purpose
12 of pursuing courses of study leading to a graduate degree.

*“NOMINATION AND ADMISSION OF STUDENTS INTO
PROGRAM*

15 “SEC. 1205. (a) The Board shall provide for the hold-
16 ing of annual competitive undergraduate and graduate exam-
17 inations to determine the admission of applicants into the
18 Program from among students who are nominated pursuant
19 to subsection (c). Such examinations shall test the intellec-
20 tual capacities and training of the applicant and his aptitude
21 for service in the field of foreign affairs. The Board shall
22 develop such examinations in consultation with non-Federal
23 institutions of higher education with which it has made ar-
24 rangements under section 1204.

1 “(b) Applicants for the annual undergraduate examina-
2 tion held by the Board shall be citizens of the United States
3 who are graduates of, or attending, a public secondary school
4 in, or any private secondary school accredited by, a State, or
5 a public or private secondary school in a foreign country
6 which in the judgment of the Board provides an educational
7 program for which it awards a certificate of graduation gen-
8 erally accepted as constituting the equivalent of that awarded
9 by secondary schools accredited by a State. Applicants for
10 the annual graduate examination held by the Board shall be
11 citizens of the United States who are graduates of, or attend-
12 ing, an institution of higher education in the United States or
13 of an institution of higher education in a foreign country
14 which provides an educational program for which it awards a
15 degree which in the judgment of the Board is generally
16 accepted as constituting the equivalent of a bachelor's degree
17 awarded by similar institutions in the United States. No ap-
18 plicant shall be eligible to take any such examination unless
19 he has first been nominated pursuant to subsection (c).

20 “(c)(1) A total of eight thousand four hundred and
21 twenty-four applicants shall be nominated each year to take
22 the annual competitive examinations held by the Board as
23 follows:

24 “(A) two hundred and twenty from the United
25 States at large as follows:

1 “(i) one hundred nominated by the President,

2 “(ii) sixty-six nominated by the Vice President,

3 and

4 “(iii) fifty-four nominated by the Secretary of
5 State;

6 “(B) thirty from each State, fifteen nominated by
7 each Senator from the State;

8 “(C) fifteen from each congressional district,
9 nominated by the Representative from the district;

10 “(D) three from each State nominated by the
11 Governor of the State;

12 “(E) seven from the Commonwealth of Puerto
13 Rico nominated by the resident Commissioner from
14 Puerto Rico;

15 “(F) ten from the District of Columbia, nominated
16 by the Commissioner of the District of Columbia;

17 “(G) three from the Virgin Islands, nominated by
18 the Governor of the Virgin Islands;

19 “(H) three from Americans Samoa, nominated by
20 the Governor of American Samoa;

21 “(I) three from Guam, nominated by the Governor
22 of Guam; and

23 “(J) three from the Canal Zone, nominated by the
24 Governor of the Canal Zone.

25 “(2) No person may be nominated under clauses (B)

1 through (I), inclusive, of paragraph (1) unless such person
2 is domiciled in the State, or in the congressional district,
3 from which such person is nominated, or in the District of
4 Columbia, the Commonwealth of Puerto Rico, the Virgin
5 Islands, American Samoa, or Guam if nominated from one
6 of those places. To be eligible for nomination by the Gover-
7 nor of the Canal Zone, a person must be a resident of the
8 Canal Zone, or a member of the family of a resident of the
9 Canal Zone, or a member of the family of a civilian officer
10 or employee of the United States or the Panama Canal Com-
11 pany residing in the Republic of Panama.

12 “(3) After the initial three years of operation of the
13 Program, if the Board determines that the total number
14 of applicants who will be qualified and admitted as new
15 members in the Program prior to the beginning of any aca-
16 demic year under this section for the purpose of pursuing
17 courses of study during such academic year leading to under-
18 graduate or graduate degrees, respectively, will be below
19 the total number of applicants who may be so admitted to the
20 Program in accordance with section 1204(c), the Board
21 may nominate to take a competitive examination held prior
22 to such academic year, and select for admission to the Pro-
23 gram, in the order of merit established by such examination,
24 such additional number of eligible applicants as the Board
25 finds will be necessary to meet the needs of the Program in

1 such academic year and will not exceed the limitations set
2 forth in section 1204(c).

3 “(d) Applicants under this section shall be selected for
4 membership in the Program in the order of merit established
5 by the annual examinations held by the Board pursuant to
6 this section, but no person shall be eligible for admission as a
7 member of the Program unless he is a graduate of a public or
8 private secondary school described in subsection (b) in the
9 case of a student intending to pursue a course of study leading
10 to an undergraduate degree or a graduate of an institution of
11 higher education described in subsection (b) in the case of
12 a student intending to pursue a course of study leading to a
13 graduate degree.

14 “(e) Except as provided in this section, no competitive
15 or other similar examination shall be required for admission
16 of any person as a member of the Program under this section.

17 “COMPENSATION AND PAYMENT OF EXPENSES AND
18 SUBSISTENCE FOR STUDENT MEMBERS

19 “SEC. 1206. (a) Members of the Program who are ad-
20 mitted under section 1205 and are maintaining satisfactory
21 progress in, and taking at least the minimum level of credit
22 hours in, full-time courses of study as prescribed by the
23 Board shall be compensated for tuition, texts, laboratory
24 fees and associated course materials, and shall receive sub-
25 sistence payments as provided in this section. No compen-

1 sation or payments shall be made except in accordance with
2 procedures established by the Board to assure their accuracy
3 and appropriateness.

4 “(b) The subsistence payments which shall be payable
5 under this section are as follows:

6 “(1) A single student member shall receive \$200 sub-
7 sistence pay per training month.

8 “(2) A married student member having a dependent
9 spouse shall receive \$250 subsistence pay per training month,
10 and if they have a dependent child or children an additional
11 allowance of \$30 for each dependent child shall be paid
12 per training month.

13 “(3) Where both a husband and wife member are stu-
14 dents under the program and are cohabiting, their joint
15 subsistence pay shall be \$300 per training month, and if
16 they have a dependent child or children an additional allow-
17 ance of \$30 for each dependent child shall be paid per train-
18 ing month.

19 “(4) Where both a husband and a wife member are
20 students under the Program and are legally separated they
21 each shall receive the same subsistence pay per training month
22 as would a single student, but if either spouse has a depend-
23 ent child or children an additional allowance of \$30 per
24 training month shall be paid to the entitled spouse for each
25 dependent child.

1 “(5) *Student members shall be granted an additional*
2 *allowance of \$30 per training month for each dependent not*
3 *a spouse or a child of such student member.*

4 “*ADMISSION OF GOVERNMENT OFFICERS AND EMPLOYEES*
5 *INTO THE PROGRAM; EXPENSES AND COMPENSATION*

6 “*SEC. 1207. (a) The head of each Government depart-*
7 *ment or agency is authorized (1) to select officers and em-*
8 *ployees of such department or agency who may volunteer to*
9 *be admitted to the Program to pursue education, training or*
10 *research or a course of study within the Program, (2) to*
11 *pay all or any part of the pay (except overtime, holiday, or*
12 *night differential pay) of any such officer or employee so*
13 *selected for the period of such education, training or research,*
14 *or course of study, as a member of the Program, and (3) to*
15 *pay or reimburse such officer or employee for all or part of*
16 *the necessary expenses of such education, training, or re-*
17 *search, or course of study, without regard to section 529 of*
18 *title 31, United States Code, including the necessary costs of*
19 *(A) the travel expenses of such officer or employee and the*
20 *transportation expenses of his immediate family, (B) the*
21 *expenses of packing, crating, transporting, and temporarily*
22 *storing, draying, and unpacking his household goods and*
23 *personal effects to the extent authorized by section 5724 of*
24 *title 5, United States Code, (C) purchase or rental of books,*
25 *materials and supplies, and (D) all other services or facili-*

1 *ties directly related to the education, training, or research, or*
2 *course of study of such officer or employee within the Pro-*
3 *gram. The head of each government department or agency*
4 *shall prescribe, with the approval of the Board, limitations*
5 *concerning the number of officers and employees of such*
6 *department or agency who may be selected for admission*
7 *to the Program at the same time and the period of time*
8 *which may be spent by such officers and employees in study,*
9 *training, or research, or a course of study within the Pro-*
10 *gram. The provisions of section 1206 shall not apply to any*
11 *Government officers or employees admitted to the Program*
12 *under this section.*

13 “(b) Appropriations made available to any Govern-
14 *ment department or agency or the payment of salaries and*
15 *expenses of officers and employees of such department or*
16 *agency shall be available for making payments under this*
17 *section to members of the Program selected from such depart-*
18 *ment or agency.*

19 “(c) During any period for which any Government
20 *officer or employee who is admitted to the Program under this*
21 *section is separated from his usual duties of employment with*
22 *any Government department or agency for the purpose of*
23 *education, training, or research or a course of study within*
24 *the Program, such officer or employee shall be considered to*
25 *have performed service, as an officer or employee of such de-*

1 *partment or agency at the rate of compensation received im-*
2 *mediately prior to commencing such education, training, or*
3 *research or course of study (including any increase in com-*
4 *pensation provided by law during the period of such activity)*
5 *for the purposes of (1) subchapter III (relating to civil serv-*
6 *ice retirement) of chapter 83 of title 5, United States Code,*
7 *(2) chapter 87 (relating to Federal employees group life in-*
8 *surance) of title 5, United States Code, and (3) chapter 89*
9 *(relating to Federal employees group health insurance) of*
10 *title 5, United States Code.*

11 *“(d) Each Government officer or employee who is ad-*
12 *mitted to the Program under this section shall, on completion*
13 *of the period of education, training, or research or a course*
14 *of study within the Program, be entitled to continue service*
15 *in his former position or a position of at least like seniority*
16 *and status in the department or agency from which he was*
17 *selected for such education, training, or research or course*
18 *of study and shall be entitled to at least the rate of basic pay*
19 *to which he would have been entitled had he continued in*
20 *his usual service with such department or agency. On re-*
21 *sumption of his usual duties with such department or agency,*
22 *the department or agency shall restore such officer’s or*
23 *employee’s sick leave account, by credit or charge, to its*
24 *status at the time he commenced education, training, or re-*
25 *search or a course of study within the Program.*

1 "AGREEMENT TO ENTER INTO OR CONTINUE GOVERNMENT
2 SERVICE AFTER COMPLETING THE SCHOLARSHIP
3 PROGRAM

4 "SEC. 1208. The Board shall obtain from each person
5 admitted to the Program, other than members of a family
6 receiving orientation or language training under section
7 1204(a), such agreement as the Board may deem necessary
8 to assure that such person will accept employment with the
9 United States, unless already so employed, and will remain
10 in the employ of the United States, wherever assigned by
11 the employing department or agency, for such period after
12 completion of their education, training, research, or course
13 of study within the Program as is prescribed by (1) the
14 Board in the case of students admitted to the Program
15 under section 1205, or (2) the head of the employing de-
16 partment or agency in the case of Government officers and
17 employees selected for admission to the Program from such
18 department or agency under section 1207.

19 "ASSIGNMENT OF STUDENT MEMBERS FOR FIELD TRAINING
20 AND GOVERNMENT SERVICE

21 "SEC. 1209. (a) During the course of study leading to
22 an undergraduate or graduate degree, each student admitted
23 to the Program under section 1205 may be assigned at the
24 discretion of the Board for field training with any program of
25 the Government relating to the field of foreign relations con-

1 *ducted by any department or agency of the Government. The*
2 *period of field training assignment for a member of the Pro-*
3 *gram under this subsection may not exceed two consecutive*
4 *months in any calendar year during the first three years of*
5 *undergraduate study, nor more than six consecutive months*
6 *during the fourth year of undergraduate study or any aca-*
7 *demic year of graduate study.*

8 “(b) *Except as otherwise provided by any law of the*
9 *United States or regulation prescribed by the Board, each*
10 *student admitted to the Program under section 1205 shall,*
11 *upon satisfactory completion of his course of study leading to*
12 *an undergraduate or graduate degree, or within such period*
13 *of time thereafter as the Board finds to be reasonable to pre-*
14 *pare and submit any thesis or dissertation related to his course*
15 *of study, be available for assignment in the discretion of and*
16 *by the Board (1) for hiring or appointment by the United*
17 *States in connection with any program of the Government*
18 *relating to the field of foreign affairs conducted by any de-*
19 *partment or agency of the Government, or (2) if such mem-*
20 *ber has completed a course of study leading to a graduate*
21 *degree, for one year of specialized study in a particular for-*
22 *eign country or area in which he may later be assigned for*
23 *Government service.*

24 “(c) *Prior to making any assignments under this sec-*

1 *tion, the Board shall consult with interested departments and*
2 *agencies of the Government to determine the personnel require-*
3 *ments of their programs relating to the field of foreign affairs.*
4 *To the extent practicable, members of the Program shall be*
5 *assigned in accordance with their preferences for a particular*
6 *Government program.*

7 ***“ROTATION FOR SERVICE IN THE UNITED STATES***

8 ***“SEC. 1210. All members of the Program who have***
9 ***satisfactory completed their education, training, or research,***
10 ***or course of study within the Program and are employed by,***
11 ***or remain in the employment of, the United States under***
12 ***this title shall be assigned to Government duties within the***
13 ***United States for a minimum of one year during every five***
14 ***that they are employed in any Government program in the***
15 ***field of foreign affairs; except that the provisions of this sub-***
16 ***section may be waived when the United States is at war***
17 ***as declared by Congress.***

18 ***“STAFF OF BOARD***

19 ***“SEC. 1211. (a) The Board may appoint and fix the***
20 ***compensation of a staff consisting of not more than five***
21 ***professional staff members and such clerical staff members***
22 ***as may be necessary. Such appointments shall be made and***
23 ***such compensation shall be fixed in accordance with the pro-***
24 ***visions of title 5, United States Code, governing appoint-***
25 ***ments in the competitive service, and the provisions of chap-***

1 *ter 51 and subchapter III of chapter 53 of such title relating*
2 *to classification and General Schedule pay rates.*

3 *“(b) The Board may designate one member from the*
4 *professional staff who shall serve as the chief staff officer of*
5 *the Board and shall exercise, under the supervision and in*
6 *accordance with the policies of the Board, such of the powers*
7 *and duties granted to the Board as it deems appropriate.*

8 *“(c) The Board may procure such temporary and in-*
9 *termittent services as are authorized by section 3109 of title*
10 *5, United States Code, but at rates not to exceed \$100 a day*
11 *for individuals.*

12 *“ACQUISITION OF REAL OR PERSONAL PROPERTY BY BOARD*

13 *“SEC. 1212. The Board shall have the power to acquire*
14 *and hold property, real or personal, and to receive and*
15 *accept money or other property, real or personal, bequeathed,*
16 *devised, or donated, and to use, sell, or otherwise dispose of*
17 *such property for the purpose of carrying out this title.*

18 *“PROHIBITION AGAINST ESTABLISHMENT OF ACADEMY*

19 *“SEC. 1213. Nothing in this title shall be construed to*
20 *authorize the Board to establish any educational institution,*
21 *or to appoint or hire any person to serve on the faculty or*
22 *staff of any educational institution.*

23 *“AUTHORIZATION*

24 *“SEC. 1214. There are hereby authorized to be appro-*
25 *priated to the Board to carry out the purposes of this title*

1 *(other than section 1207), \$15,000,000 for the fiscal year*
2 *ending June 30, 1971; \$30,000,000 for the fiscal year end-*
3 *ing June 30, 1972; \$45,000,000 for the fiscal year ending*
4 *June 30, 1973; and \$60,000,000 for the fiscal year ending*
5 *June 30, 1974; but for the fiscal year ending June 30, 1975,*
6 *and each succeeding fiscal year, only such sums may be ap-*
7 *propriated as the Congress may hereafter authorize by law."*

Amend the title so as to read: "A bill to amend the
Higher Education Act of 1965 in order to provide for a
United States Foreign Service Scholarship Program."

Approved For Release 2005/11/21 : CIA-RDP72-00337R000500010002-1

91ST CONGRESS
2D SESSION

S. 939

[Report No. 91-1340]

A BILL

To amend the Higher Education Act of 1965 in
order to provide for a United States For-
eign Service Corps.

By Mr. DOMINICK and Mr. YARBOROUGH

FEBRUARY 7, 1969

Read twice and referred to the Committee on Labor
and Public Welfare

OCTOBER 13, 1970

Reported with amendments and referred to the Com-
mittee on Foreign Relations

Approved For Release 2005/11/21 : CIA-RDP72-00337R000500010002-1